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1	BEFORE THE ARIZONA CORPORATION COMMUNICATION			
2	COMMISSIONERS DOCKETED Arizona Corporation Commission			
3	KRISTIN K. MAYES, Chairman GARY PIERCE DEC -8 2009			
5	PAUL NEWMAN SANDRA D. KENNEDY BOB STUMP DOCKETED BY Y02			
6	IN THE MATTER OF THE APPLICATION DOCKET NO. T-03504A-08-0026 OF SMARTSTOP, INC. FOR THE			
8	APPROVAL OF THE SALE OF ASSETS AND/OR CANCELLATION OF THE CERTIFICATE OF CONVENIENCE AND DECISION NO			
9	NECESSITY TO PROVIDE CUSTOMER- OWNED PAY TELEPHONE SERVICE IN THE STATE OF ARIZONA. ORDER			
11	Open Meeting November 19 and 20, 2009 Phoenix Arigona			
12	Phoenix, Arizona DV THE COMMISSION:			
13	BY THE COMMISSION:			
14	Having considered the entire record herein and being fully advised in the premises, the			
15	Arizona Corporation Commission ("Commission") finds, concludes, and orders that:			
16	FINDINGS OF FACT			
17	1. SmartStop, Inc. ("Applicant") has a Certificate of Convenience and Necessity			
18	("Certificate") to provide customer-owned pay telephone ("COPT") service in the State of Arizona			
19	pursuant to Decision No. 60921 (May 22, 1998).			
20	2. On January 14, 2008, the Applicant filed with the Commission an application for			
21	cancellation of the Certificate ("Application").			
22	3. On October 23, 2009, the Commission's Utilities Division Staff ("Staff") filed a Staf			
23	Report, recommending approval of the Application and cancellation of the Applicant's Certificate			
24	without a hearing.			

- According to Staff, on August 6, 2008, they contacted Gregg Marshall, the 25 Applicant's President, and confirmed that he is authorized to submit the Application. Staff also
- verified that the Applicant does not wish to have a hearing in order to cancel the Certificate. 27
 - Staff stated that the Consumer Services Section of the Utilities Division reported that 5.

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1	from January 1, 2005, through August 10, 2009, there were no consumer complaints, inquiries, or			
2	opinions filed against the Applicant. Staff stated that the Applicant has no outstanding compliance			
3	items.			
4	6. Staff notes that the Commission's Corporations Division reported that it revoked the			
5	Applicant's corporate status on October 31, 2007, because of a non-deliverable mailing address.			
6	7. Staff's recommendation is reasonable and should be adopted.			
7	CONCLUSIONS OF LAW			
8	1. The Applicant is a public service corporation within the meaning of Article XV of the			
9	Arizona Constitution and A.R.S. §§ 40-281 and 40-282.			
10	2. The Commission has jurisdiction over the Applicant and the subject matter of th			
11	Application.			
12	3. The cancellation of the Applicant's Certificate is in the public interest.			
13	4. Pursuant to A.R.S. § 40-282, the Commission may issue Decisions regarding COP			
14	Certificates without a hearing.			
15	Staff's recommendation is reasonable and should be adopted.			
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ORDER IT IS THEREFORE ORDERED that the Application of SmartStop, Inc. for the cancellation of the Certificate of Convenience and Necessity to provide customer-owned pay telephone service is approved. IT IS FURTHER ORDERED that this Decision shall become effective immediately. BY ORDER OF THE ARIZONA CORPORATION COMMISSION. COMMISSIONER IN WITNESS WHEREOF, I, ERNEST G. JOHNSON, Executive Director of the Arizona Corporation Commission, have hereunto set my hand and caused the official seal of the Commission to be affixed at the Capitol, in the City of Phoenix, this 8th day of Decamber 2009. EXECUTIVE DIRECTOR DISSENT DISSENT

1	SERVICE LIST FOR:	SMARTSTOP, INC.		
2	DOCKET NO.:	T-03504A-08-0026		
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4	Mr. Gregg Marshall, President SMARTSTOP, INC.			
5	2204 NW Birdsdale Avenue, #9 Gresham, Oregon 97030			
6	Janice Alward, Chief Counsel			
7	Legal Division ARIZONA CORPORATION CO	OMMISSION		
8	1200 West Washington Street Phoenix, Arizona 85007			
9	Steven M. Olea, Director Utilities Division			
10	ARIZONA CORPORATION CO 1200 West Washington Street	OMMISSION		
11	Phoenix, Arizona 85007			
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